

## U.S. DEPARTMENT OF COMMERCE PATENT &amp; TRADEMARK OFFICE

B/O Form PTO-1390		<b>Transmittal Letter to the United States Designated/Elected Office (DO/EO/US) Concerning a Filing Under 35 USC 371</b>		Attorney's Docket Number SPEI3002	
International Application Number		International Filing Date		U.S. Application Number (if known)	
PCT/GB2003/002911		4 July 2003		10/516,950	
Priority Date Claimed					
5 July 2002					
Title of Invention					
CONTROLLED RELEASE COMPOSITION					
Applicant(s) for DO/EO/US					
Christopher J. SPEIRS, Peter MOIR, Richard WILLIAMS, Michael CLARK					
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items under 35 USC 371:					
1.	<input type="checkbox"/>	This is a <b>FIRST</b> submission of items concerning a filing under 35 USC 371.			
2.	<input checked="" type="checkbox"/>	This is a <b>SECOND</b> or <b>SUBSEQUENT</b> submission of items concerning a filing under 35 USC 371.			
3.	<input type="checkbox"/>	This express request to begin national examination procedures (35 USC 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 USC 371(b) and PCT Articles 22 and 39(1).			
4.	<input type="checkbox"/>	The U.S. has been elected (Article 31).			
5.	<input type="checkbox"/>	A copy of the International Application as filed 35 USC 371(c)(2).			
	a.	<input type="checkbox"/>	is transmitted herewith (required only if not transmitted by the International Bureau).		
	b.	<input type="checkbox"/>	has been transmitted by the International Bureau.		
	c.	<input type="checkbox"/>	is not required, as the application was filed in the United States Receiving Office (RO/US).		
6.	<input type="checkbox"/>	A translation of the International Application into English (35 USC 371(c)(2)).			
7.	<input type="checkbox"/>	Amendments to the claims of the International Application under PCT Article 19 (35 USC 371(c)(3))			
	a.	<input type="checkbox"/>	are transmitted herewith (required only if not transmitted by the International Bureau).		
	b.	<input type="checkbox"/>	have been transmitted by the International Bureau.		
	c.	<input type="checkbox"/>	have not been made; however, the time limit for making such amendments has NOT expired.		
	d.	<input type="checkbox"/>	have not been made and will not be made.		
8.	<input type="checkbox"/>	A translation of the amendments to the claims under PCT Article 19 (35 USC 371(c)(3)).			
9.	<input checked="" type="checkbox"/>	An oath or declaration of the inventor(s) (35 USC 371(c)(4)). ( <input checked="" type="checkbox"/> Executed <input type="checkbox"/> Unexecuted )			
10.	<input type="checkbox"/>	A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 USC 371(c)(5)).			
	<input type="checkbox"/>				
		<i>Items 11 to 16 below concern other document(s) or information included:</i>			
11.	<input type="checkbox"/>	An Information Disclosure Statement under 37 CFR 1.97 and 1.98.			
12.	<input type="checkbox"/>	An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.			
13.	<input type="checkbox"/>	A preliminary amendment.			
14.	<input type="checkbox"/>	An Application Data Sheet under 37 CFR 1.76.			
15.	<input type="checkbox"/>	A substitute specification.			
16.	<input type="checkbox"/>	A change of power of attorney and/or address letter.			
17.	<input type="checkbox"/>	A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and U.S.C. 1.821 - 1.825.			
18.	<input type="checkbox"/>	A second copy of the published international application under 35 U.S.C. 154(d)(4).			
19.	<input type="checkbox"/>	A second copy of the English translation of the international application under 35 U.S.C. 154(d)(4)			
20.	<input checked="" type="checkbox"/>	Other items or information:      Copy of PCT/DO/EO/905 dated August 3, 2005			

Application Number (if Known) <b>10/516,950</b>		International Application Number <b>PCT/GB2003/002911</b>		Attorney's Docket Number <b>SPEI3002</b>	
				<b>Calculations</b>	<b>PTO USE ONLY</b>
21. The following fees are submitted:					
<input checked="" type="checkbox"/> a) Basic national fee ..... \$300.00 <input checked="" type="checkbox"/> b) Examination fee ..... \$200.00 <input checked="" type="checkbox"/> c) Search Fee ..... \$500.00					
<b>TOTAL OF ABOVE CALCULATIONS =</b>				<b>\$1,000.00</b>	
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fractions thereof.					
Total Sheets	Extra sheets	Number of each additional 50 or fractions thereof (round up to a whole number)	RATE		
- 100 =	/50=		x \$250.00		
Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e)).				\$	130.00
CLAIMS	NUMBER	NUMBER EXTRA	RATE		
Total Claims	-20 =		x \$50.00		
Independent Claims	-3 =		x \$200.00		
Multiple Dependent Claims (if applicable)			+ \$360.00		
<b>TOTAL OF ABOVE CALCULATIONS</b>					
<input checked="" type="checkbox"/> Reduction by 1/2 for filing by small entity, if applicable. Small Entity Status is asserted pursuant to 37 CFR 1.27 for this application.				\$	65.00
<b>SUBTOTAL</b>				\$	<b>65.00</b>
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)).					
<b>TOTAL NATIONAL FEE</b>					
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property.					
<b>TOTAL FEES ENCLOSED</b>				\$	<b>65.00</b>
08/16/2005 MKAYPAGH 00000109 10516950					
01 FC:2617 65.00 OP			Amount to be:	Refunded:	
				Charged:	

- a. ☒ A check in the amount of \$ 65.00 to cover the fees is enclosed. Check No. 44551  
 b. ☐ Please charge my **Deposit Account Number 02-0200** in the amount of \$ to cover the above fees. A duplicate copy of this sheet is enclosed.  
 c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to **Deposit Account Number 02-0200**. A duplicate copy of this sheet is enclosed.

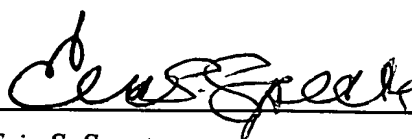
Note: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

**23364**

Customer Number  
Phone: (703) 683-0500

DATE: August 11, 2005

Respectfully submitted,



Eric S. Spector  
Attorney for Applicant  
Registration Number: 22,495

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of )  
 )  
Christopher J. SPEIRS, et al. )  
 ) Confirmation No. 1941  
Patent Application No. 10/516,950 )  
 )  
Filed: I.A. Filing Date July 4, 2003 )  
 )  
For: CONTROLLED RELEASE COMPOSITION )

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS

Honorable Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

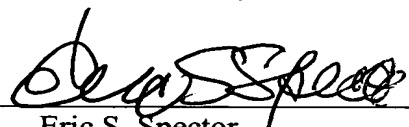
This is in response to the Notification of Missing Requirements (PCT/DO/EO/906) of  
August 3, 2005, copy enclosed.

Enclosed is an executed declaration of the inventors.

Please issue a Notice of Acceptance and a Filing Receipt.

Respectfully submitted,

BACON & THOMAS, PLLC

By:   
Eric S. Spector  
Reg. No. 22,495

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625 Slaters Lane, Fourth Floor  
Alexandria, Virginia 22314  
703 683 0500

Case: P9642 US-W0  
B&T Docket No. SPEI3002

Date: August 11, 2005



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/516,950	Christopher J Speirs	SPEI3002

INTERNATIONAL APPLICATION NO.
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PCT/GB03/02911

LA. FILING DATE	PRIORITY DATE
07/04/2003	07/05/2002

23364

BACON &amp; THOMAS, PLLC

625 SLATERS LANE

FOURTH FLOOR

ALEXANDRIA, VA 22314

*SPEI3002*  
*08/10/2005* Atty *ESS*  
 Action Due *Response to Missing Requirements*  
*10/03/2005*  
 Final Deadline *03/03/2006*

CONFIRMATION NO. 1941

371 FORMALITIES LETTER



\*OC000000016680844\*

Date Mailed: 08/03/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 12/17/2004
- Copy of the International Search Report filed on 12/17/2004
- Copy of IPE Report filed on 12/17/2004
- Preliminary Amendments filed on 12/17/2004
- Small Entity Statement filed on 12/17/2004
- U.S. Basic National Fees filed on 12/17/2004
- Priority Documents filed on 12/17/2004



The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

DEBORAH D WILLIAMS

Telephone: (703) 308-9140 EXT 205

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/516,950	PCT/GB03/02911	SPEI3002

FORM PCT/DO/EO/905 (371 Formalities Notice)